Document 1

Filed 04/19/23

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Case 2:23-cv-00735-DC-JDP

cannot fit in the space above, please write "see attached" in the space and attach an additional

page with the full list of names.)

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

. •	1	
Name	Supreme coult	
Street Address	Supreme conet 330 pre callater	
City and County	San tran	
State and Zip Code		
Telephone Number		

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

Defendant No. 1	•
Name	Superior & court
Job or Title	
(if known)	
Street Address	
City and County	·
State and Zip Code	
Telephone Number	
Defendant No. 2	
Name	District Attorney affice
Job or Title	<u> </u>
(if known)	
Street Address	
City and County	
State and Zip Code	
Telephone Number	

Defendant No. 3	
Name	gary Timmons
Job or Title (if known)	
Street Address	
City and County	
State and Zip Code	
Telephone Number	
Defendant No. 4	
Name	
Job or Title	
(if known)	
Street Address	
City and County	
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Basis for Jurisdiction	
types of cases can be heard in Federa involving diversity of citizenship of tunder the United States Constitution Under 28 U.S.C. § 1332, a case in what state or nation and the amount at stakes.	urisdiction (limited power). Generally, only two all Court: cases involving a federal question and cases the parties. Under 28 U.S.C. § 1331, a case arising or federal laws or treaties is a federal question case. Thich a citizen of one state sues a citizen of another are is more than \$75,000 is a diversity of citizenship se, no defendant may be a citizen of the same state as
What is the basis for Federal Court ju	urisdiction? (check all that apply)
☐ Federal question	☐ Diversity of citizenship

II.

Fill out the paragraphs in this section that apply to this case.

]	If the	Basis f	or Jurisdiction Is a Federal Question
		•	fic federal statutes, federal treaties, and/or provisions of the United tution that are at issue in this case. Nondment, 5th Amendment with Amendment
]	If the	Basis f	or Jurisdiction Is Diversity of Citizenship
1	1.	The P	laintiff(s)
		a.	If the plaintiff is an individual
			The plaintiff, (name) Muches Little or , is a citizen of the State of (name) California .
		b.	If the plaintiff is a corporation
			The plaintiff, (name), is incorporated under the laws of the State of (name),
			and has its principal place of business in the State of (name)
		. •	re than one plaintiff is named in the complaint, attach an additional providing the same information for each additional plaintiff.)
2	2.	The D	Pefendant(s)

If the defendant is an individual

(foreign nation)

The defendant, (name) Supreme Court
the State of (name) Son Transista

_. Or is a citizen of

a.

Social media is Just about every Where, we were it to stay in the Loop when it comes to the News, Media and Friends, Users have access to a vost Array of publishing tools through which they can broad cost about themselves The un Regulated behavior has become second Nature to his, so much so that we madvertently information that could come back to haunt as Later in Life. The Posts you make on social Media 13 often used to corroborate your story by police officials, the Jury, wourance companys on any one Who may want to Affect your case
It's safe to say that anything you publish can
and will be used against you in court
This is the for intury victims who Also use Social media. An experienced california personal injury Law from would tell you to use Social, media with extreme precontions of your Not good with Social Media, it's better to abandon it entirely - at least coutil your in Jury case is resolved

		υ.	If the defendant is a corporation			
			The defendant, (name)	Ct. C.	, is	
			incorporated under the laws of the		lass of	
			business in the State of (name)	has its principal p	Or is	
			incorporated under the laws of (for	raign nation)	. 07 18	
			•	has its principal p	lace of	
			business in (name)	mas nas principar p		
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	*	(If me	ore than one defendant is named in	the complaint, atta	ich an	
			ional page providing the same infor	-		
			ndant.)	,		
		j				
	3.	The A	Amount in Controversy			
		The a	amount in controversy—the amount	the plaintiff claim	s the defendant	
			or the amount at stake—is more tha	•		
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IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

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V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

I agree to provide the Clerk's Office with any changes to my address where caserelated papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing:

Signature of Plaintiff

Printed Name of Plaintiff

Michael Heto

Case 2:23-cv-00735-DC-JDP Document Filed (1809/23) Frage 8 of 59 Victated Speed Trial whole mult The 14th Amendment to the Dr.S. Constitution, Patified in 1868 granted citzen shop to all persons born on nuturlesad in the united states all citzens equal protection of the Laus! one of three Amendments passed during the Reconstruction ear to abolish slavery and establish civil and legal Rights for black Americans of would become te s become the basis for many land mark Supreme court decisions over the years in It's Later Sections, the 14th Amendment Authorized the federal government to purish states that violated or abridged their citzens' Right to vote by proportionally Professor to Reducing the States' representation in congress, And mandated that anyone who engaged in moureation against the united states could not hold and, Mulitary or elected office (without the approval of two thirds of the house and senate it also up held the National debt, but exempted federal and State governments from paying any debts incurred by the former confederate state's

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Fifth Amendment Issues in Prosecuting Public Employees

Document 1

Barbara Kay Bosserman Deputy Chief, Cold Case Unit Senior Legal Counsel Criminal Section Civil Rights Division

Lauren Posten Attorney Advisor Criminal Section Civil Rights Division

When a law enforcement officer's misconduct rises to the level of a willful violation of the Constitution, the government may prosecute that officer for violating criminal civil rights laws. Other articles in this series discuss legal and strategic issues related to such color of law prosecutions. When investigating these important cases, prosecutors should bear in mind that some statements law enforcement officers (and other public employees) make may be protected by the Fifth Amendment because they are made under the threat of termination from a government position. This set of frequently asked questions (and answers) is designed to help prosecutors identify when statements may have been compelled by threat of job loss (and therefore are protected by the Fifth Amendment) and take steps to ensure that they do not improperly use such statements against the public employees who made them.

Below are some commonly asked questions and answers about the Fifth Amendment as it applies to the prosecution of law enforcement officers and other public employees.

I. How does the Fifth Amendment apply to statements of public employees?

The Fifth Amendment says that no one "shall be compelled in any criminal case to be a witness against himself." If the government compels a person to make an incriminating statement, that statement

¹ U.S. CONST. amend. V, cl. 3.

cannot be used in a criminal proceeding against the person who made it.2

Certain forms of coercion, such as pointing a gun at someone to get them to make a statement, constitute compulsion to speak. Similarly, threatening to penalize someone by firing them for remaining silent constitutes compulsion.3 The Garrity rule, named for Supreme Court case Garrity v. New Jersey, explains that the threat to terminate someone from public employment for refusing to make a statement constitutes legal compulsion. 4 If public employees are told that they will lose their jobs (and thus their means of supporting themselves) if they remain silent and refuse to provide a statement, then their subsequent statement is deemed compelled and therefore inadmissible against them in a criminal case.

Law enforcement agencies (and other governmental entities) have a legitimate administrative interest in questioning employees about possible misconduct.⁵ Such investigations could be thwarted if public employees could simply assert their right to remain silent and thereby refuse to answer their employers' questions. Thus, agencies may, consistent with the Constitution, fire employees for refusing to answer questions posed during internal investigations, so long as the employees are assured that their statements will never thereafter be used against them in a criminal proceeding. So, if the employee is

² Lefkowitz v. Turley, 414 U.S. 70, 77 (1973); see also United States v. Proano, 912 F.3d 431, 437 (7th Cir. 2019) ("Garrity held that when a public official must choose between cooperating in an internal investigation or losing his job, the statements he makes during the investigation are compelled, and, as such, they cannot later be used against the official in a criminal trial.").

³ Lefkowitz v. Cunningham, 431 U.S. 801, 805 (1977).

⁴ Garrity v. New Jersey, 385 U.S. 493, 497–98 (1967).

Marrity Specifical States 5 Aguillera v. Baca, 510 F.3d 1161, 1171 (9th Cir. 2007) (noting that in Garrity 1171) and its progeny the Supreme Court was careful "to preserve the right of a public employer to appropriately question an employee about matters relating to the employee's possible misconduct while on duty").

⁶ See Cunningham, 431 U.S. at 806 ("Public employees may constitutionally be discharged for refusing to answer potentially incriminating questions concerning their official duties if they have not been required to surrender their constitutional immunity."); Homoky v. Ogden, 816 F.3d 448, 452 (7th Cir. 2016) ("[A] public employee may be compelled to answer questions in a formal or informal proceeding investigating allegations of misconduct, even if the answers are incriminating, so long as the state does not use the

threatened with job loss for refusing to answer questions, answers made in response to those questions may not (absent a waiver) be used against her in a subsequent criminal prosecution.⁷

II. Are all statements by a public employee accused of misconduct covered by the Fifth Amendment?

No. If a public employee is asked a question and answers it, the answer is not presumed to be compelled. In fact, the general rule is that individuals must affirmatively invoke their Fifth Amendment right to remain silent if they want the protection afforded by the Fifth Amendment.⁸ If a law enforcement agency's internal affairs department (or a supervisor with authority to fire an employee) asks questions that the employee voluntarily answers, the statements may be used in subsequent criminal prosecutions.⁹

Garrity applies only if the public employee is threatened with job loss (or a similarly severe sanction) based on the employee's refusal to answer questions—in other words, it applies when the employer threatens termination because the employee asserts the right to remain silent or to deter the employee from asserting the right.

statements in any subsequent criminal proceeding."); Hill v. Johnson, 160 F.3d 469, 471 (8th Cir. 1998) ("As long as a public employer does not demand that the public employee relinquish the employee's constitutional immunity from prosecution, however, the employee can be required to either testify about performance of official duties or to forfeit employment.").

⁷ Moody v. Michigan Gaming Control Bd., 871 F.3d 420, 430 (6th Cir. 2017) ("The Supreme Court has made clear that if a state wishes to punish an employee for invoking that right [to remain silent], States must offer to the witness whatever immunity is required to supplant the privilege and may not insist that the employee or contractor waive such immunity.") (cleaned up).

⁸ Minnesota v. Murphy, 465 U.S. 420, 427 (1984).

⁹ Chavez v. Robinson, No. 18-36083, 2021 WL 4075369, at *7 (9th Cir. Sept. 8, 2021) (explaining that the Fifth Amendment is inapposite when "a person does not invoke the privilege against self-incrimination and any pressure to make incriminating statements does not rise to the level of compulsion"); United States v. Vangates, 287 F.3d 1315, 1324 (11th Cir. 2002) (finding statements were not compelled when employee was never ordered to make a statement or told she could be fired for refusing to make a statement, and when no policy or regulation required that she surrender her Fifth Amendment rights).

Threats to fire an employee for *misconduct* do not implicate *Garrity*, even if the employee is put in the uncomfortable position of having to decide whether to remain silent and let evidence stand unrefuted or to make a statement and risk self-incrimination. 10

Garrity compulsion may be direct and obvious, such as when an internal affairs investigator explicitly tells a law enforcement officer (or other public employee), before an interview, that refusal to answer questions may result in termination. Agency rules or regulations may similarly clearly provide that an employee may be terminated for failing to cooperate with internal investigations. Likewise, a lack of compulsion may be obvious, such as where an employee is specifically told that he has the right to remain silent and that he will suffer no consequences for exercising that right or where an agency regulation prohibits compelled statements.

In many cases, however, warnings are ambiguous, policies are confusing, a defendant may argue that coercion was *implied* by particular circumstances, or a combination of these. If the question is litigated, courts will generally determine that a statement was compelled only if the employee had a subjective belief that refusing to answer a question would result in termination, and that belief was objectively reasonable under all the facts and circumstances. 11

¹⁰ Baxter v. Palmigiano, 425 U.S. 308, 317-18 (1976) (holding, in prison disciplinary decision, that "this case is very different from the circumstances . . . in the Garrity-Lefkowitz decisions, where refusal to submit to interrogation and to waive e [sic] Fifth Amendment privilege, standing alone and without regard to the other evidence, resulted in loss of employment or opportunity to contract with the State"); Hoover v. Knight, 678 F.2d 578, 580-81 (5th Cir. 1982) (quoting Baxter, 425 U.S. at 318) (citing Garrity v. New Jersey, 385 U.S. 493 (1967)); Diebold v. Civ. Serv. Comm'n of St. Louis Cnty., 611 F.2d 697, 700 (8th Cir. 1979) (explaining that as long as the employee "is not faced with the decision to surrender either his job or his constitutional privilege against self-incrimination, his predicament, no matter how undesirable, does not raise constitutional questions"). ¹¹ Vangates, 287 F.3d at 1322.

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INSTRUCTIONS-	READ CAREFULLY

- If you are challenging an order of commitment or a criminal conviction and are filing this petition in the Superior Court, you should file it in the county that made the order.
- If you are challenging the conditions of your confinement and are filing this petition in the Superior Court, you should file it in the county in which you are confined.
- · Read the entire form before answering any questions.
- This petition must be clearly handwritten in ink or typed. You should exercise care to make sure all answers are true and correct.
 Because the petition includes a verification, the making of a statement that you know is false may result in a conviction for perjury.
- Answer all applicable questions in the proper spaces. If you need additional space, add an extra page and indicate that your answer is "continued on additional page."
- If you are filing this petition in the superior court, you only need to file the original unless local rules require additional copies. Many
 courts require more copies.
- If you are filing this petition in the Court of Appeal, file the original of the petition and one set of any supporting documents.
- If you are filing this petition in the California Supreme Court, file the original and 10 copies of the petition and, if separately bound, an original and 2 copies of any supporting documents.
- Notify the Clerk of the Court in writing if you change your address after filing your petition.

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God bless America

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address • telephone se <u>2:23-cv-00735-DC-JDP</u> Document 1 File Filed 04/19/23 Page 27 of 59 REINIG, STEVE/ROBIN NAME CODE (206) 652-208 140 Et NW 88 Amau La MARYSUILLE, WA 98270 AI Emily RODRIGUEZ, REJ. REYES AREA NAME CODE (801) 328-331 E. SOUTH TEMPLE 8941 18948 SALT LANCE CITY, LETAH 84111 REA, CARLOS AREA NAME CODE 3230 MOORLAND 525-1231 YOLANDA Bul, RUBGET SANTA ROSA 95407 NAME AREA RIFU, MANZIA CODE 523-0144 TER MENDOCINO "8 SANTA ROSA 95401 AREA NAMÉ RAMSEY DAVID / MONICA CODE Box 1195 VERADALE WA 99037 AREA RAMERMAN, Jim/MARY CODE 441 WINONA BLVD. HAY THE W ROCHESTER, NY 14617 Coppus CHRISTI PARIST 325- 2424

NAME RICHARDS, MANY STEVE MICH CODE NAME RUSHING (NICL) NAME REA DOMINIC (NICL) STANDAM AREA CODE 1918 ZNIST, 916-257-6959 RANDAGRES FUSANVILLE, CA 96130 NAME RICHARDS, MANY STEVE, MICH. ROSEMBRY CODE 1405 VERDON ST. EUREKA 70501 NAME RUSHK, JOSEPH 2325 PALO HK 13 CLOUS, CA 9301-5349 NAME ROBERTS, LT. Staphanie DAL Lee AREA CODE	Document 1 Filed 04/19/23 F	Page
NAME ROBERTS, DENNIS/SANDI AREA CODE HOZ HIGH St. (916)823-4 AUBURN 95603 NAME NAME REA DOMININE (NICLE) PUSSADUNIS CA 96130 NAME RICHARDS, MANT. STELLE, MICH. ROSEMBRY CODE 1918 Z. DENNIS CA. POSEMBRY CODE VI 1405 VERNON St. 472-4216 EUREKA 70001 NAME RUSAK, JOSEPH CODE 2325 PALO HELD UNIN, CH. 93611-5349		1271
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NAME Roberts, Lt. Stephenie DAL Lee AREA 7/94 COOE	CA 93611-5349	
	Lt. Stephenie DAL Lee AREA 7/94 CODE	
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NAME WALLACE, BRO. ROB	AREA
SACRED HEART CATHERILL 1075 EULS St	1905 (45) 175-3927
San Francisco, CA 94109	-7716
NAME WOZCIK, DAVID	AREA CODE
2/9 P.O. Box 1194	485-5424
WILLITS 95490	
NAME WEYERS, CHRISTIAN	
500 GOLD RIDGE RD	618/2 SHOTWELL 23-9478 SF 94110-2000-1518-1540RRY
ST-BASTOPEL 95472	SCOTT, JENNA
NAME WILLOY DAILINE	AREA CODE
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NAME WARMERDAM, MATT	493 AREA CODE
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RECEIVED CA 743 30 NAME BRANDAM WOLFE-HUNICULT 1851 HELD RE. MUCHALLY 485-591 RED WIDD VALLEY, CA 95470 NAME SARA VICTORIA (WARMERDAM) BARDAREN RY 17245 Verbaln. GUDINDUSILO, CA 95446 NAMEWIRAND, BASTIM, OP COOR SO	NAME ERNIE WASSON	ed 04/19/23 Page
1851 HELD RE. REDWIND VALLEY, CA 95470 NAME SARA VICTORIA (WARMEDAM) BARDAREN RI 17245 Verbaln. GUDINADIALO, CA 95446 NAMEWRIAN, BIOTTIM, OP ST. IMPROVIDE RAMA AREA CODE H640 CAMPLET. NEW ORLEANS (A 7) 119 - 5272 NAME N		(510)528-
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NAME CANADA, EARL JR.	AREA	
4119 WARRINGTON AVE	PARENTS 692-10	1.00
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NAME CERNYATE, GODFREY TANN	CODE	
	37 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
· Charles Andrew College 784	. 24	
NAME CALLAHAN LATERY / DIANE	AREA	
773-	3-664-	4426
Central Point; OR 97502		
NAME CORCORAN, SR. MARY	AREA CODE	
Mount. Stimmen's Hostel		
- TREE AND		
NAME CONWAY, Tim / MARY	AREA	
6344 CHOSAPEARE CIR.	SA Yous	
Stockton 95219		
NAME CANTLON, CATHERINE	AREA	
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NAME CULIGAN, PATRICK	AREA CODE
920 EUEN St.	585-9247 YORK (208) 322
	10 83704 5500
NAME CHRISTENSEN, DON/ JOANNE	AREA CODE
3917 BROCKWOOD CL.	2340-0425
BAYSIDE 95524	
NAME CASTRO, TODY	AREA CODE
5469 GUNTE, Club 61	JAMES . Chago
Pointer Pince 94928	584-8265
NAME Clotherty, VEWN/Barb	AREA CODE
3225 NIGHTINGME DR.	(204) 575.98
Nedesto, CA 95 356	
NAME CALLAHAN LARRY + DIANE	CODE
6710 HAWAKALD- # 208	(503) 465-
Howomu, HI 96825	
NAME & MICHAEL PHILLIP, DANIE	ec, Kadhape
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NELSON CA 95958	

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NAME TO	NES, TONY	AREA CODE	
	DITHDR LAST on Ceft CROSS Kon Mad River Hosp.	· V	
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NAME ER	RICSON, STEUE/MARLA	AREA CODE	
79 18	56 PINE St.	963-7815	5
	HELENA 94574	Clumitina	
NAME E	103, STIEUE (MARGO	- AREA CODE	
84	170 LANCELLOUD HUE		
Co	TAT1 94931		
NAME C	MAR ESTREUA	AREA CODE	
6	706 ABREGORD #152	805-	
6	OLETA CA 93117-		
NAME J	The Engels	AREA CODE	
4	The Engels 10 Alexander St		
(2	ochester NY 14607		
NAME		AREA CODE	
			

e 2:23-cv-0	address • telephone 00735-DC-JDP Document 1 Filed	04/19/23 Page
NAME	Grospe, MIKE / GERRY	AREA CODE
43	1701 PAMELA Dr.	542-8474
	SANTA ROJA 95404	
NAME	GIACONE, DENNIS/SHARON	AREA CODE
	-11819 N. 40 PL.	(602) 996-1525
	PHOENIX, AZ 85028-1506	
NAME	GALLAGHER, J.M.	CODE 916
	1117 Palermo Rd.	533-5075
	Oroville, (A 95965	
NAME	GAMANCHE, JOHN / JOAN	AREA CODE
	5744 ScHIESSEL AVE.	(503)884-
	KLAMANY FALLS, ORE 97601	
NAME	GAUALYA, RICK	AREA CODE
	315 KRANE * 21	:
	ANCHORAGE, AK 99504	
NAME	GRAY, SR-KATHERINE	AREA CODE
- 49	480 SO. BATAWA CONSES 92	800
- H	754 W, PALMYRA 926 (714) 639-1030	OX- 8121
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3-cv-0073	35-DC-JDP address • te	elephone Filed 04/19/23 Page 3
NAME	GILBERT, JAMES /MI	
	35 Lawrence St #C	
	typos. NY 14489	
NAME	GARCIA, RUDY	(MONIA) AREA CODE
	14076 Beaver St.	(8/8) 5095
	Sylmak, ON 91342	
NAME	GERCZAK, MAEK	AREA CODE
48	6474 SEQUOIA	584-4304
	ROHNICHT PARK 94928	Ra-584-7975
NAME	John Engran	AREA CODE
V _q	8064 Mitchell Dr	
	Robbert Gode 94928	742.0703
NAME		AREA CODE
NAME		AREA CODE
		10565 So. CORTLAWN G
		GOLDENVALLEY, MN 55426
		612 - 545 - 7255

e 2:23-cv-0	address • telephon 0735-DC-JDP Document 1 File	e d 04/19/23	Page 36
NAME	Dund, Mike/LANKA 12/8		
/	1014 ANTELOPE PL	(805) 49°	7-2546
	NEW BURG PARK 91320		lophin
NAME	DEWITT, WEN / BABS	AREA CODE	S
	6379 NE TOLO RO		
	BAINBRIDGE TSCAND, WA 9811	0	
NAME	DAVID, GREG	AREA	
(terit	OLD Diamond Irio Dan	99594 273	325
	SAND Diego, CA 92109 9216	99,	
NAME	DONOVAN, JUDI (Marie)	AREA CODE	
	3309 Yulupa	04414 542 858 2 4	-7191
	SAN tA ROSA 95405	Hm. \$27-	
NAME	Delibertus, Actor	AREA	
	1632 Jolding W.	762-99 Don+Dun	
	16 taluna 94952	tommy	4.55
NAME	Durence, Joe	AREA CODE	
	3350 I Concented 25A	(714) 945 9725	
	O NTARIO, CA 91764		

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	DLEZAL,		:		CODE	
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NAME DO	eff, Ru. Fre	meis, o.V	rasm.	(505)	AREA CODE	
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address • telephone se 2:23-cv-00735-DC-JDP Document 1 Filed Filed 04/19/23 Page 38 of 59 NAME BLACK, RON CODE 578-1084 4048 BARNES RD. WAN SANTA ROSA 95401 (CRAIG, NEIL) NAME BACHMEIER, JEFF/DEBBIE AREA CODE (415) 897-2539 4 San Miguel Ct. JASON, CLIFF ZACHORY, NOVASO, CA 94945 MATTER (484) NAME BRUSKY, REV. DAVID AREA CODE BALVATORIAN SEMINARY P.O. Box 1878 MOROGORO, TANZANIA AREA NAME BICKLEY, DENNIS CODE 762-9161 620 G-S+ Petalema CA 94928 NAME BAILEY, BUD - AGNES AREA CODE 444-8978 2425 A SI 17003 444-2047 Lauren 104 95501 NAME BOFTTCHER FR. JOHN CODE The Visitation BVM 995- 933 P.O. Bax 1718 EIN KAREM 9 1001 JEKUSALEM, ISRAEL

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3-cv-00735-DC-JDP address · teleph Document 1 F	Filed 04/19/23
NAME BROWN, WISHOPS DIO Papial	Center 342-1311
Box 764 303 Feders	- peoles (
180 (C.C. + W 83/0/)	3705
NAME BURNETT, CHAIS DELEN	MANDA CODE 510 547-0872
5201 HARBORD DA	Martha Aquille Delmira
3201 PAPO (1) (1)	Delmira
DANCIS-ID , CA 94618	AREA
NAME BARNES MIKE (TWILD)	CODE
607 SE 15th Ave	Tempe 94
Portland DR 97214	
NAME 785 EARTON PA.	AREA CODE
185 EARTON PA. Glandele, OR 97442	503 - 832 - 2785
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	AREA CURIS CODE
NAME Barrett, Dong +	04,23 2002
10293 Maddelein Los	
Palo Cadro, CA 96073	
NAME BLACK TRAVIS	619-223- CODE
2563 Worden St.	
Com Diego, CA 92110	

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NAME	BENSON, JAN	AREA CODE
2 10	235 W 1 1 1 1 2 2 2 7	73 45-1175
	Ewele	
NAME	BORCICH, ROB/ZIDA	AREA CODE
	160 So. HARDLD	20 E
	Ft. BEAGG 95437	
NAME		(Mary) AREA
49	40 MATEY BURDICK (408) 728-2174	Box 3202 Stateling NV 89449
	WATSONULLE, CA 95076	(102)588-Z117
NAME	BRODERICK, CHAD	AREA CODE
	281 HummINGBIRD G.	431-7276
	HEALDS BURG, CA 95448	Composity
NAME	BORCICH, ROBERT /ETHER	AREA CODE
	536 MAPLE LN.	964-2497
	F+ BRAG6 95437	
NAME	BURKE, DARRELL/CAROL	AREA GODE
	Box 904 (1440 BRANSCOMBRE)	ALLEN. TACKLE,
	LAYTONVILLE 95454	JR., Rossy

13 -cv-00735-DC-JDP address • telephone	10/22 Dan e
10	AREA 707
NAME BLACK, JOE / PHILA	263-6349
3039 LAKESHORE BLVD. = 28	
1 AVE DORT 95453	AREA
STOSEPH ST JOSEPH	
2464 E. OJAI AUE.	(805) 1466
DIAI 93023	AREA
NAME BONINI, PAUL	CODE
Box 1623	-
TUALATIN, OREGON 97062	
	AREA CODE
Make	Mes 27-0925
3336 HERMIT Way	- Kacys 525-9788
SANTA ROSA 95405	AREA
NAME BROWN, ROBERT	CODE
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NAME BEIGHT JULIE / SONDY	AREA
NAME BENSON, JULIE (SONNY	822-8314
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address • telephone se 2:23-cv-00735-DC-JDP Document 1 Filed 04/19/23 Page 42 of 59 AREA FAIRHURST, STAN/MARY NAME CODE (509) 328-9788 N. 7523 FOXPOINT DR. SPOKENE, WA 99208 AREA NAME FOILES, OLIN (PETE) BECKY CODE 239 SW EVENS PORTLAND, ORE 97219 AREA NAME FIDELIS, SR. CODE REGINA RESIDENCE 430 SO. BATROUA ORANGE 92668 ARFA NAME FARRHURST, JACK/BUNNIE CODE (619) 729 - 7531 3990 Scott DR. CARLEBAD 92808 AREA NAME FERRANDO, JOEC CODE (916) 268-3002 20992 FLORALRY. JOAN Richards GRAGS VALLEY 95949 FOUST, DAVE (PAT NAME CODE (619)967-198 395 Compassible DOEANSIDE 92054

 $address \cdot telephone$ ase 2:28-cv-00735-DC-JDP Document 1 Filed 04/19/23 Page 43 of FAIRHURST, MARY NAME CODE (206) 456-6327 2313 TANDEM CA. - SE OLYMPIA, WA 98501 Jim + SHELLY FRANCESCONI AREA NAME CÓDE (303) 288-4262 2230 NE ALAMEDA St 94-95 BEIAN 943 PORTLAND, OR 97212 NAME FAMEHERST, VINOR / Remi CODE 206 576-4991 13520 NW 400 Ave-CUID PACKE VANCOUVES, WA 98685-1521 manine - Adupted NAME FTCKNCH JOHN CODE 213 4006 SUNSET DR. 661-5171 LA , a) 90027 NAME Jim Furuli AREA CODE 19393 Hisson Vana, Rd. 269-2130 Guerchewood Varen, CA 95446 AREA NAME Terroggiano, William CODE 1449 mystable 18 cenation CA 96501

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NAME TIMMONS, DONAL		CODE
44 1214 10th AUF	(9)	6)442-6894
SACRAMIENTO 95818	Evan	7-9600 3-3-501 3-5-51117
NAME TOLZMANN, SCOTT/	3	CODE 158/4
878 E CE DEDIED		Tess
FRESHO 93710	**	
NAME TIMMONS, JERI	WK 446-1115	AREA
3124 Pett, wa,	k	eim, KRISTI,
LARMICHAEL 95806	(916) 971-4	
NAME TUOR, SCOTT		AREA CODE
3904 Rock Spren	· · · · · · · · · · · · · · · · · · ·	39-6838
Spania Room Rolls		
NAME Timmene, Jackie		AREA CODE
666 Cuttino Way		-5812
Shoppyeon 2 9583		·
NAME TAYLOR TIM		AREA
1410,Q St. #F		
SACTO! CA 95814		

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NAME TUCKER II, WALTER "SONN	THE CODE
1453 FRATIER Ave.	£ 141
Mckfuleyville, CA 95521	
NAME Thompson, Mercia +	Pat AREA CODE
14 Hammudge ct	
Son Madeo, CA 94402	
NAME TILLEY, JASON GARY,	Deblie, Jamieone
241 HIGGINS St.	443-0037
Euroka, CA 95503	
NAME Tucker, C.Ss.R. Row, M.	WRK ALLES 202
(a Box 9721 / mole MA 018	-2726 \ 529-5289
311 & 7+6 St NE, WASH, be	20017 Hm-508.452-6
NAME TIM MOVIS JENNIFER	
2033 LEWIS AUE	822-38/9
DICENTO 95521	. 1
NAME	AREA CODE
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address • telephone
Document 1 Filed 04/19/23 se 2:23-cv-00735-DC-JDP Page 46 of 59 HUDDLESTON, GUY / JEWELINE NAME CODE 28 - Kelly 2547 MENDOW 4. 445-8178 EUREKKA 95501 ART ZHO - AREA !! NAME HEIDT, ART /CAROL 313 NEITH (503) 263-6028 26713 S. BULLAND RA CONSTRUCT SHE MEN - TENCIE CANBY, OPER. 97013 AREA Aaron HESS, LLOYD/LWDA 916 NAME CODE MISSU Heili 8773 VIA ALTA WAY ELKGROVE 95624 NAME AREA HUETTER, M.J./JACKIE CODE (206) 459-8121 4616 16th Roe. 81 JOHN R3 ALMHUMA OLYMPIA, WA 98503 NAME HIGGINS, BRUCE/MARICYN CODE 1/3 584-5617 6097 DUBHER, Q JUMPE, JHULT, PA CHRIS, STEPHEN , JE ROLLIERT PARK 94928 NAME 5/31/93 AREA HIGGINS, CHR LA VELLES 12, 200 LOPASO HEREO 37007 SALAMANCA 011-34-923-27-01-90-SDAIN

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NAME HEIDRICK, BU	che / NANcy	AREA CODE	
24205 NE AL	LWORTH AVE.	_	
BATTLE GROWN D. W	1A 98604		
NAME HULKO, PEU JOE	- 1	PAVAREA	610
900 Washington S	\ ,	515	0892
Easton, PA 18042			
NAME HIGGINS, STEPHE	٠,)	AREA CODE	
2510 CALLE GALI		805-	766-534
SHATE BARRAFA		-	
NAME HITT, JAMIES		AREA	
40 BROAD S/ (Mom)	BUX 24538 TEMPE AZ	(60s) 8	31-2424
TICHKILL, NY 12524	85285-4538		
NAME HICKS, STEUEN	e de la companya de l	AREA	
3125 NEUADA 51.	# D		
150048 KW 43303	•		
NAME HEBERLEIN REV. KG		AREA CODE	918
1759 S. WHEELING			3356
Tulsh, 0x 7,4104		-	

se 2:23-cv-007 5-DC-JDP Document 1 Filed 04/19/23 Page 48 of 59 ARFA SURDWIEC, STEUE / SHERRI NAME CODE (209) 625-2447 PRINCETON Dr 5387 UISALIA 93277 NAME SCALLY, ANNA AREA CODE 433-3023 1415 LupiNE Ro. HEALDSBURG 95448 AREA SELVA, STEWE/MARRY NAME CODE KAMIE 99 E, MAIN OL. MATTHEW PAIKENT, MAINE 04743 AREA NAME SCHMITT, DARRELL Box 4884 577-0366 5R 02 (1923 5 pMNAMER PL. 03) NAME SALTZMAN, ESTELLE CODE (916) 485-8356 2266 UNIVERSITY AUE. wie 446-9900 RUNYM SALTEMAS, SACRAMENTO 95825 WEAGRAIL - SEAGNLE SCHAUB, JEFF/MARC NAME CODE (206) 487-9317 49 .812 55 12 Ave SE ALLIGN WOODINVILLE, WA 98072 6,400544

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23-cv-00735-DC-JDP	e 04/19/23 Page
NAME STEFFEN DAVID KENNY	AREA CODE
2103 CROSS POINT AVE	526-0427
SANTA ROSA, CA 95401	
NAME SCOTT, TOTAL	AREA CODE
79 GHILTACAKHNIGH	586-3912
RUNDER CORR TERROR	
NAME SULLIVAN, GLENN + JILL	AREA CODE
7800 MEDALLION	
ROMERT PARK 94928	795-6901
NAME SIPHER WALLY + CAROL	AREA CODE
3054 Coverner CJ.	(916) 894-2335 Figuel
- CV 10 CA 175926	Amy
NAME SEEPA, John + CRISTINA	AREA CODE
805 Filmoler	Bryan Mendizje
POCATEUD, ID 83201	Amaya
NAME STEED MICHAEL	AREA 441-8408
Box 525 (2427 A St.)	NICLE WINNIGH
Einelia E, CA 95502	TIMMY WROBEL

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All these Numbers And in Phone I took pictures wall paper camera's Door bell ADT Camera phone 916 8224328 This Dude is a Child molester And people trying to kill him and me check my Rhone is the motive 2002 he was convicted They tryna Kill him because of this And tryna Kill Me 100% Fact

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- **I.(a)** Plaintiffs-Defendants. Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
 - (b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
 United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.
 United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
 Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes

precedence, and box I or 2 should be marked.

Diversity of citizenship. (4) This refers to suits under 28 U.S.C. I332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; NOTE: federal question actions take precedence over diversity

- III. Residence (citizenship) of Principal Parties. This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit. Place an "X" in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section VI below, is sufficient to enable the deputy clerk or the statistical clerk(s) in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.
- V. Origin. Place an "X" in one of the six boxes.
 - Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date. Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

- VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. Do not cite jurisdictional statutes unless diversity. Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service
- VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

 Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.

 Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases. This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

SPEEDY TRIAL RIGHTS IN CALIFORNIA - PENAL CODE 1382 PC

The United States Constitution guarantees its citizens the right to a speedy trial, which protects them from being held in custody or under suspicion indefinitely. In California, this right is codified in Penal Code 1382 PC.

In other words, anyone charged with a crime has a constitutional right to a speedy trial guaranteed under federal law and by California's fast and speedy trial law.

Penal Code 1382 PC requires that criminal trials must be set within a specific time frame.

The primary purpose of ensuring your right to have a speedy trial is that there could be a chance of prejudice in giving a defense because witness memories will typically fade over time or disappear, and evidence can be lost or destroyed.

According to this law, defendants must be brought to trial within a specific time frame following their arraignment. If this time frame is exceeded and the judge has not granted an exception to the rule, the case may be dismissed.

In California, you have a right to a trial for a misdemeanor case within 45 days after being charged if you are not in custody and 30 days if in custody. If charged with a felony crime, you have a right to have a trial within 60 days.

Suppose you were denied a right to a speedy trial. In that case, your lawyer could file a motion that is asking the court to dismiss your charges, which is known as a "Serna motion" or a "speedy trial motion," which is a legal motion to dismiss a misdemeanor or felony case due to a speedy trial violation. These are named after the 1985 California Supreme Court decision in Serna v. Superior Court.

In other words, this type of motion claims that you were denied your constitutional right to a speedy trial that violates your 6th Amendment to the United States Constitution right to a speedy trial, which is also guaranteed in the California Constitution, Article 1. Section 15. Let's review this law further below.

OVERVIEW OF PENAL CODE 1382 PC

The right to a speedy trial is one of our criminal justice system's oldest and most fundamental rights. The U.S. Constitution's Sixth Amendment provides that "in all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial."

To that end, PC 1382 provides the following specific time requirements for bringing defendants to trial:

- A formal charge (aka, an "information) must be filed against the defendant within 15 days of arrest;
- For infractions and misdemeanors, a trial must be held within 30-45 days of arraignment;
- For felonies, a trial must be held within 60 days of arraignment.

Simply put, a prosecutor must get a defendant in a felony case to trial within 60 days of arraignment unless there is good cause for a delay.

These statutory limits are based on the premise that defendants should not have to wait an unreasonable amount of time for their day in court. A long delay between arrest and trial can cause numerous problems for defendants, including:

- The loss of witnesses, who may move away or die;
- The fading of memories, which can make it more challenging to recall what happened; or
- The decline of evidence, such as physical evidence, may be lost or destroyed over time;
- To protect your ability to defend yourself;
- To minimize anxiety waiting to resolve your case.

An accused person also has to worry about the adverse effects of being under suspicion or in custody for a prolonged period. This can include damage to one's reputation, employment prospects, and personal relationships.

To protect against these problems, <u>Penal Code 1382 PC</u> requires the court to set a trial date within the prescribed timeframe after a defendant's arraignment. If the court fails to do so, and if no exception to the rule has been granted, the defendant can file a motion to have the charges dismissed.

WHAT ARE THE EXCEPTIONS TO THE SPEEDY TRIAL RULES?

The statutory limits of PC 1382 are not set in stone. By law, the court may extend the trial date past the 30, 45, or 60-day time frame under certain circumstances. Exceptions to the rule generally may be granted in one of two situations:

- · When the defendant waives their speedy trial rights or requests a later trial date; or
- When the court finds "good cause" for delaying the trial date.

Your right to a speedy trial begins at either the date a complaint or other charging document has been filed against you or the date you were arrested if an actual restraint follows that arrest.

WHAT IS THE TIME WAIVER OR REQUEST FOR DELAY?

There are times when it is in the defendant's best interests to delay a trial date—for example, the defendant may be ill and needs to recover, or the delay may give the attorney more time to prepare a solid defense.

In these cases, defendants can waive their right to a speedy trial or request a later trial date from the court. Remember that this also gives prosecutors more time to prepare their cases.

Office for Civil Rights and Civil Liberties U.S. Department of Homeland Security Washington, DC 20528



March 15, 2023

Michael Littleton 3960 17th Ave. Sacramento, CA 95820

Dear Michael Littleton:

Thank you for contacting the U.S. Department of Homeland Security (DHS) Office for Civil Rights and Civil Liberties (CRCL). Under 6 U.S.C. § 345 and 42 U.S.C. § 2000ee-1, CRCL is responsible for reviewing and assessing information concerning abuses of civil rights, civil liberties, and profiling on the basis of race, ethnicity, or religion, by employees and officials of DHS. CRCL also reviews allegations that DHS employees, programs, or activities discriminated on the basis of disability under Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. § 794.

After reviewing your information, we have determined that CRCL does not have jurisdiction over your concerns. For more information about CRCL's roles and responsibilities, please visit our website at www.dhs.gov/crcl. Thank you again for contacting the Office for Civil Rights and Civil Liberties.

Sincerely,

Office for Civil Rights and Civil Liberties U.S. Department of Homeland Security

Michael Humane 13 a fraudulent lawyer He has violated my Rights to a speedy trial Right and continues to send me thru Aval for crimes that are fraudulent Charge's My Lite 13 completely Runed because he 18 a Liar and I swear on Jesus christ

How to win Your Persona In Jury claim Joseph Watth Matthews october 2021 11th Edition

- Figure out what your claim is worth.

 2 gather the Right Medical Records and accident
 Reports
- 3 Prepare an effective demand Letter 4) counter insurance company and other common tactics
- (6) Stay on top of your case if you here a Lawyer

personal Injury Claims. When you need a Lawyer for certain personal injury such as those for source injury, MAI Practice, or toxic "Xposure youll want to consult a Lawyer

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TRS

Making an Instury claim under texas
Tort claims Act It your case involves
the potential hability of a Texas government
agency or employee, you in Jury Claim will
need to follow a unique Set of rules

- D Negligence— This is frequently I dentified in private Law Chaims and the claimants have to Show that the authority owes a duty of care (involving reasonable fore seeabilty of loss, sufficent proximity of Relation Ship, and where it would be fair, I not and reasonable to impose a duty) They will have to also show that the authority acted in breach of the Standard of care required in the circumstances, and the claimant. Suffered loss as a result.
 - Mystex source in public office- This is often agreed in the claims against the Prison Service and other departments of the ministry of Justice, thome office Etc. When a public official abuses their powers in bad faith, knowing or being reckless as to wether the action or (inaction) was wrongful and Likely to damage the Claimant Fact 100%